

USM-285 is a 5-part form. Fill out the form and print 5 copies. Sign as needed and route as specified below.

U.S. Department of Justice
United States Marshals Service**PROCESS RECEIPT AND RETURN**

See "Instructions for Service of Process by U.S. Marshal"

PLAINTIFF KERRY R. HICKS		COURT CASE NUMBER 1:09-MC-007
DEFENDANT THE CADLE COMPANY, BUCKEYE RETIREMENT CO., LLC, LTD., and WILLIAM SHAULIS		TYPE OF PROCESS Writ of Execution
SERVE AT	NAME OF INDIVIDUAL, COMPANY, CORPORATION, ETC. TO SERVE OR DESCRIPTION OF PROPERTY TO SEIZE OR CONDEMN Funds in Bank Account at Home Savings and Loan Company - Totaling \$ 358,141.46	
	ADDRESS (Street or RFD, Apartment No., City, State and ZIP Code) 275 Federal Plaza West, Youngstown, Ohio 44501	
SEND NOTICE OF SERVICE COPY TO REQUESTER AT NAME AND ADDRESS BELOW		Number of process to be served with this Form 285 1
Gabrielle T. Kelly Calfee, Halter & Griswold 800 Superior Avenue, Suite 1400 Cleveland, Ohio 44114		Number of parties to be served in this case 3
		Check for service on U.S.A.

SPECIAL INSTRUCTIONS OR OTHER INFORMATION THAT WILL ASSIST IN EXPEDITING SERVICE (Include Business and Alternate Addresses, All Telephone Numbers, and Estimated Times Available for Service):

Fold

Fold

Signature of Attorney other Originator requesting service on behalf of: <i>Coal TK</i>	<input checked="" type="checkbox"/> PLAINTIFF <input type="checkbox"/> DEFENDANT	TELEPHONE NUMBER (216) 622-8457	DATE 4/14/10
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SPACE BELOW FOR USE OF U.S. MARSHAL ONLY— DO NOT WRITE BELOW THIS LINE

I acknowledge receipt for the total number of process indicated. (Sign only for USM 285 if more than one USM 285 is submitted)	Total Process	District of Origin No. 60	District to Serve No. 60	Signature of Authorized USMS Deputy or Clerk <i>[Signature]</i>	Date 4/30/10
I hereby certify and return that <input checked="" type="checkbox"/> have personally served, <input type="checkbox"/> have legal evidence of service, <input type="checkbox"/> have executed as shown in "Remarks", the process described on the individual, company, corporation, etc., at the address shown above on the on the individual, company, corporation, etc. shown at the address inserted below.					
<input type="checkbox"/> I hereby certify and return that I am unable to locate the individual, company, corporation, etc. named above (See remarks below)					
Name and title of individual served (if not shown above) Thomas M. Gaeze Vice President				<input type="checkbox"/> A person of suitable age and discretion then residing in defendant's usual place of abode	
Address (complete only different than shown above) /				Date 4-30-10	Time 2:52 <input type="checkbox"/> am <input checked="" type="checkbox"/> pm
				Signature of U.S. Marshal or Deputy <i>[Signature]</i>	
Service Fee 55.00	Total Mileage Charges including endeavors 25.00	Forwarding Fee	Total Charges 80.00	Advance Deposits	Amount owed to U.S. Marshal* or (Amount of Refund) \$0.00

REMARKS:
50 per mile @ 50 miles Akron to Youngstown (Bank) to Youngstown usms office**PRINT 5 COPIES:**

1. CLERK OF THE COURT
2. USMS RECORD
3. NOTICE OF SERVICE
4. BILLING STATEMENT*: To be returned to the U.S. Marshal with payment, if any amount is owed. Please remit promptly payable to U.S. Marshal.
5. ACKNOWLEDGMENT OF RECEIPT

PRIOR EDITIONS MAY BE USED

Form USM-285
Rev. 12/15/80
Automated 01/00

DC 110
Rev. 7/82

WRIT OF EXECUTION

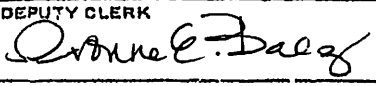


Case No. 1:09 MC 007

United States District Court		DISTRICT Northern District of Ohio, Eastern Division		
TO THE MARSHAL OF: Northern District of Ohio (N/OH)				
YOU ARE HEREBY COMMANDED, that of the goods and chattels, lands and tenements in your district belonging to:				
NAME Buckeye Retirement Co. LLC Ltd. 100 N. Center Street Newton Falls, Ohio 44444				
you cause to be made and levied as well a certain debt of:				
DOLLAR AMOUNT \$358,141.46	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 5px;">Amended Judgment Amt. w/ U.S. Marshal costs awarded \$ 2,721,219.33</td> <td style="padding: 5px;">DOLLAR AMOUNT Amt. of Supersedeas Bond \$ 2,363,077.77 subtract</td> </tr> </table>		Amended Judgment Amt. w/ U.S. Marshal costs awarded \$ 2,721,219.33	DOLLAR AMOUNT Amt. of Supersedeas Bond \$ 2,363,077.77 subtract
Amended Judgment Amt. w/ U.S. Marshal costs awarded \$ 2,721,219.33	DOLLAR AMOUNT Amt. of Supersedeas Bond \$ 2,363,077.77 subtract			
In the United States District Court for the <u>Northern</u> District of <u>Ohio</u> , before the Judge of the said Court by the consideration of the same Judge lately recovered against the said, Judgment originally from the District Court of Colorado				
and also the costs that may accrue under this writ. And that you have above listed moneys at the place and date listed below; and that you bring this writ with you.				
PLA United States District Court 2 South Main Street Akron, Ohio 44308	DISTRICT Northern District of Ohio 6/30/2010			
Witness the Honorable _____ (United States Judge)				
DATE 4/30/2010	CLERK OF COURT GERI M. SMITH, Clerk (BY) DEPUTY CLERK <i>Debra E. Baer</i>			
RETURN				
DATE RECEIVED 4-30-10	DATE OF EXECUTION OF WRIT 4-30-10			
This writ was received and executed.				
U.S. MARSHAL <i>P. Elliott</i>	(BY) DEPUTY MARSHAL <i>[Signature]</i>			

DC 118
Rev. 7/82

WRIT OF EXECUTION

Case No. 1:09 MC 007

United States District Court		DISTRICT Northern District of Ohio, Eastern Division
TO THE MARSHAL OF:		
Northern District of Ohio (N/OH)		
YOU ARE HEREBY COMMANDED, that of the goods and chattels, lands and tenements in your district belonging to:		
NAME		
William Shaulis 3100 West River Rd. Newton Falls, Ohio 44444		
you cause to be made and levied as well a certain debt of:		
DOLLAR AMOUNT \$358,141.46	Amended Judgment Amt. w/ U.S. Marshal costs granted \$ 2,721,219.23	DOLLAR AMOUNT Amt. of Supersedeas Bond \$ 2,363,077.77 subtract
In the United States District Court for the <u>Northern</u> District of <u>Ohio</u> before the Judge of the said Court by the consideration of the same Judge lately recovered against the said, Judgment originally from the District Court of Colorado		
and also the costs that may accrue under this writ. And that you have above listed moneys at the place and date listed below; and that you bring this writ with you.		
PLACE United States District Court	DISTRICT Northern District of Ohio	
CITY 2 South Main Street Akron, Ohio 44308	DATE 6/30/2010	
Witness the Honorable _____ (United States Judge)		
DATE 4/30/2010	CLERK OF COURT GERI M. SMITH, Clerk	
	(BY) DEPUTY CLERK 	
RETURN		
DATE RECEIVED 4.30.10	DATE OF EXECUTION OF WRIT 4.30.10	
This writ was received and executed.		
U.S. MARSHAL 	(BY) DEPUTY MARSHAL 	

DC 110
Rev. 7/82

WRIT OF EXECUTION

Case No. 1:09 MC 007

United States District Court		DISTRICT Northern District of Ohio, Eastern Division
TO THE MARSHAL OF: Northern District of Ohio (N/OH)		
YOU ARE HEREBY COMMANDED, that of the goods and chattels, lands and tenements in your district belonging to:		
NAME The Cadle Company 100 N. Center Street Newton Falls, Ohio 44444		
you cause to be made and levied as well a certain debt of:		
DOLLAR AMOUNT \$358,141.46	Amended Judgment Amt w/ U.S. Marshal costs granted \$2,721,219.33	DOLLAR AMOUNT Amt. of Supersedeas Bond \$2,363,077.77 subtract
In the United States District Court for the <u>Northern</u> District of <u>Ohio</u> , before the Judge of the said Court by the consideration of the same Judge lately recovered against the said, Judgment originally from the District Court of Colorado		
and also the costs that may accrue under this writ. And that you have above listed moneys at the place and date listed below; and that you bring this writ with you.		
PLACE United States District Court 2 South Main Street Akron, Ohio 44308	DISTRICT Northern District of Ohio 6/30/2010	
Witness the Honorable _____ (United States Judge)		
DATE 4/30/2010	CLERK OF COURT GERI M. SMITH, Clerk (BY) DEPUTY CLERK <i>Donna E. Pao</i>	
RETURN		
DATE RECEIVED 4-30-10	DATE OF EXECUTION OF WRIT 4-30-10	
This writ was received and executed.		
U.S. MARSHAL <i>P. Ell. 11</i>	(BY) DEPUTY MARSHAL <i>Keith Long</i>	